

REMARKS/ARGUMENTS

After the foregoing Amendment, Claims 3 and 37-45 are currently pending in this application. Claim 45 has been amended to correct a typographical error. Applicants submit that no new matter has been introduced into the application by this amendment.

Claims 3 and 37-45 are rejected under the judicially created doctrine of nonstatutory obviousness-type double patenting as being unpatentable over claims 171-241 of copending U.S. Patent Application No. 10/776,558. A Terminal Disclaimer is submitted herewith to overcome the nonstatutory obviousness-type double patenting rejection. The withdrawal of the nonstatutory obviousness-type double patenting is respectfully requested.

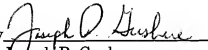
If the Examiner believes that any additional minor formal matters need to be addressed in order to place this application in condition for allowance, or that a telephone interview will help to materially advance the prosecution of this application, the Examiner is invited to contact the undersigned by telephone at the Examiner's convenience.

Applicant: Gorsuch et al.
Application No.: 10/776,424

In view of the foregoing amendment and remarks, Applicants respectfully submit that the present application, including claims 3 and 37-45, is in condition for allowance and a notice to that effect is respectfully requested.

Respectfully submitted,

Gorsuch et al.

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Enclosure